

THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

**DEFENDANT'S SENTENCING  
FACTORS STATEMENT**

v.

Cri. No. 14-CR-91-S

JOHN CIRULLI,

Defendant.

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Defendant John Cirulli, by his attorneys, Personius Melber LLP, Rodney O. Personius, Esq., of counsel, does hereby adopt the factual statements, and the *Sentencing Guidelines* calculations and findings, set forth in the Pre-Sentence Investigation Report dated October 17, 2014.

A separate sentencing submission will timely be submitted on Mr. Cirulli's behalf.

Dated: Buffalo, New York  
November 10, 2014.

**/s/ Rodney O. Personius**  
Rodney O. Personius, Esq.  
PERSONIUS MELBER LLP  
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TO: AUSA Trini E. Ross  
U.S. Attorney's Office  
Federal Centre

138 Delaware Ave.  
Buffalo, NY 14202

USPO Lindsay Maza  
U.S. Probation Office  
2 Niagara Square  
Buffalo, NY 14202

**CERTIFICATE OF SERVICE**

I hereby certify that on the 10<sup>th</sup> day of November, 2014, I electronically filed the foregoing with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to AUSA Trini E. Ross, and that a hard copy of this pleading was forwarded by First Class Mail to USPO Lindsay Maza.

**/s/ Rodney O. Personius**  
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